

# HILLMAN

## COMMISSION OF THE EUROPEAN COMMUNITIES

COM(76) 272 final.

Brussels, 31 May 1976.

Proposal for a  
COUNCIL REGULATION (EEC)

amending for the second time Regulation (EEC) No 567/76 laying  
down general rules  
governing the distillation  
of table wines for which the  
distillation contract must be approved  
before 15 April 1976

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(submitted to the Council by the Commission)

COM(76) 272 final.



# EXPLANATORY NOTE

Council Regulation (EEC) N° 567/76 of 15 March 1976 laying down general rules governing the distillation of table wines for which the distillation contract must be approved 15 April 1976, amended by the Regulation (EEC) N° 798/76, opened up the possibility to distill table wines.

The probable quantity to be distilled within the framework of this distillation operation had been estimated at 4 m., hl. In actual fact the quantity for which contracts have been requested is less than 2.6 mn hl.

This option has not been taken up by producers in certain regions of the Community. It is therefore preferable to extend the period during which contracts may be concluded so that these producers may also benefit from the distillation operations.

The Council has already taken a decision of principle to proceed with this amendment.



COUNCIL REGULATION (EEC)

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laying down general rules  
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distillation contract must be approved  
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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic  
Community,

Having regard to Council Regulation (EEC) No 816/70 of 28 April 1970  
laying down additional provisions for the common organization of the  
market in wine <sup>(1)</sup>, as last amended by Regulation (EEC) No /76 <sup>(2)</sup>,  
and in particular Article 7(1) thereof,

Having regard to the proposal from the Commission,

<sup>(1)</sup> OJ No L 99, 5.5.1970, p. 1  
<sup>(2)</sup> OJ No L 135, 24.5.1976, p.

Whereas Articles 1(1) and 3 of Council Regulation (EEC) No 567/76 of 15 March 1976 laying down general rules governing the distillation of table wines for which the distillation contract must be approved before 15 April 1976 <sup>(1)</sup>, as amended by Regulation (EEC) No 798/76 <sup>(2)</sup>, laid down time limits for the conclusion of distillation contracts, their approval by intervention agencies and the progress of distillation; whereas some producers who hesitated to avail themselves of the option created by the Regulation did not submit an application in time; whereas, therefore, a quantity smaller than that needed to clear the market will be distilled; whereas provision should therefore be made for a second distillation operation;

Whereas it is necessary to provide that, for the second distillation operation, the minimum buying-in price can be paid by the intervention agency in one payment in order to minimize administrative procedures;

Whereas the provisions laying down a date by which distillation operations must be terminated may create difficulties when unforeseen events compel distilleries to suspend distillation for a certain period; whereas, to ensure maximum distillation efficiency, it is advisable that in chance circumstances or in cases of force majeure, the intervention agency of the Member State concerned should be in a position to authorize the distilleries concerned to resume distillation operations for a number of days equal to the number of days during which distillation was suspended,

<sup>(1)</sup> OJ No L 67, 15.3.1976, p. 25  
<sup>(2)</sup> OJ No L 93, 8.4.1976, p. 10

HAD ADOPTED THIS REGULATION:

Article 1

Article 1(1) of Regulation (EEC) No 567/76 shall be replaced by the following paragraph:

- "1. For the first operation, producers who wish to have all or part of their harvest of table wine distilled shall conclude revocable delivery contracts with the distillers of their choice before 31 March 1976. These contracts shall be valid only if they are approved by the intervention agency before 15 April 1976.

For the second operation, producers who wish to have all or part of their harvest of table wine distilled shall conclude revocable delivery contracts with the distillers of their choice before 15 June 1976. These contracts shall be valid only if they are approved by the intervention agency before 30 June 1976."

Article 2

Article 2 of Regulation (EEC) No 567/76 shall be supplemented by the following paragraph:

- "7. Within the framework of the second operation referred to in Article 1(1), the minimum buying-in price may be paid by the intervention agency in one payment after distillation of the total quantity of wine figuring in the contract."

Article 3

Article 3 of Regulation (EEC) No 567/76 shall be replaced by the following:

"1. During the first operation, distillation may not take place before 1 April 1970 or after 31 July 1976.

During the second operation, distillation may not take place before 15 June 1976 or after 30 September 1976.

2. Should a distillery be compelled to suspend distillation operations as a result of chance circumstances, or force majeure, the intervention agency of the Member State concerned may authorize it to resume distillation for a number of days equal to the number of days during which distillation was suspended. Distillation must, however, be completed by no later than 30 September 1976."

Article 4

This Regulation shall enter into force on the day of its publication in the Official Journal of the European Communities.

It shall be applicable from 1 June 1976.

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— This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council

The President



# FINANCIAL RECORD

Date 25.5.1976

1. Relevant Budget heading : 6912 (intervention in the wine sector : distillation)

2. Title of the project : Proposal for a Council Regulation on the second amendment to Regulation (EEC) No. 567/76 laying down general rules governing the distillation of table wines

3. Legal basis : Article 7 (1) of Council Regulation (EEC) No. 816/70

4. Objectives of the project : introduction of a second stage distillation of table wines for removal of market surpluses since the quantities provided for by the first stage distillation were not used

5. Financial implications	During the marketing year	Current financial year	Following financial year
5.0 Cost			
- chargeable to the EC Budget (intervention)	9.5-14 mn u.a.	9.5-14 mn u.a.	
- chargeable to the National Administrations			
- chargeable to other National sectors			

5.1 Revenue

- own resources EC (Levies/Customs Duties)
- National levy

	Year	Year	Year
5.0.1 Multiannual timetable - cost	This measure is limited to the year 1976		
5.1.1 Multiannual timetable - revenue			

5.2 Method of calculation

1 - 1.5 mn hl x 9.5 u.a./hl

6.0 Possible financing by credits written into the relative chapter of the current Budget

Yes (1)

6.3 Credits to be entered in future Budgets

No

Comments : (1) The financing of the distillation initially provided for by Regulation (EEC) No. 567/76 was calculated at 4 mn u.a. It has become apparent that under this provision only 2.3-2.6 mn hl will be distilled in this operation. The unspent amounts attributed for this operation may be used for the second stage distillation.

